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Sent By: J Mark Holland and Associates;

949 718 6756;

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9:34AM;

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Docket No. ROPAK-P2712

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Frano Luburic

Serial No.: 09/834,528

Art Unit: 3727

Filed: April 12, 2001

Examiner: Lien Ngo

For: CONTAINER LID HAVING GASKETLESS LIQUID SEAL

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO ELECTION REQUIREMENT

Sir:

This responds to the Examiner's election requirement of May 20, 2003.

The Examiner has indicated that the application contains claims directed to patentably distinct species of the claimed invention. However, the Examiner has not clearly identified each of the disclosed species (MPEP 809.02(a)) except by way of figure groupings 2-5 and 6-9. In other words, there is no detailed indication of a substantive basis for the aforementioned restriction. Applicant respectfully requests clarification in that regard, and reserves its rights to revise its election in view of any such clarification or upon further consideration of same.

In the absence of that further detail, and in an effort to advance the prosecution of this application, Applicant has reviewed the claims and hereby provisionally elects the Examiner's

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Mark A. Pellegrini

DATE

July 21, 03

Received from < 949 718 6756 > at 7/21/03 12:39:24 PM [Eastern Daylight Time]

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Serial No. 09/834,528

Species I, Figs. 2-5. Applicant respectfully submits that the claims that read on that species appear to include at least Claims 1-5 and 14-18.

Applicant notes that Figure 1 appears to also be properly grouped with Figures 2-5.

Respectfully submitted,

Date:

July 21, 03

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Enclosures

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